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Attorney for Plaintiff
SHARON KUNKEL

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

SHARON KUNKEL,
Plaintiff,

v.

MEMC ELECTRONIC MATERIALS,
INC. a corporation, DOE ONE through
DOE TWO HUNDRED, inclusive,
Defendants.

CASE NO. C 05-03510 JF

**JOINT SUPPLEMENTAL CASE
MANAGEMENT STATEMENT AND
PROPOSED ORDER**

Date: November 17, 2006
Time: 10:30 a.m.
Dept.: 3
Judge: Honorable Jeremy Fogel

Plaintiff Sharon Kunkel ("Plaintiff") and Defendant MEMC Electronic Materials, Inc. ("Defendant") jointly submit this Supplemental Case Management Statement and Proposed Order.

DESCRIPTION OF SUBSEQUENT CASE DEVELOPMENTS

1. **The following progress or changes have occurred since the last case management statement filed by the parties:**

(a) ADR: The parties are scheduled to participate in a private mediation on November 16, 2006.

(b) Discovery: The parties have obtained written discovery from each other, and are currently in the process of taking a series of party depositions. (Defendant has commenced Plaintiff's deposition, and Plaintiff has commenced one corporate deposition with three (3) witnesses in St. Louis.) The parties also anticipate taking a number of third party depositions in the event that their mediation is unsuccessful, and thus they will need additional time to complete discovery.

2. The parties request that the Court make the following Supplemental Case Management Order:

(a) Further Case Management Conference: a further Case Management Conference is set for February 23, 2007.

The electronic filer attests that individuals, whose names appear below, have signed this document. See General Order 45, Section X.

Dated: November 2, 2006

DLA PIPER US LLP

By Kristen L. McMichael
JOHN R. SHUMAN, JR.
KRISTEN L. MCMICHAEL
Attorneys for Defendant
MEMC ELECTRONIC MATERIALS, INC.

Dated: November 1, 2006

LAW OFFICES OF RANDALL M. WIDMANN

By Randall M. Widmann
RANDALL M. WIDMANN
Attorney for Plaintiff
SHARON KUNKEL

SUPPLEMENTAL CASE MANAGEMENT ORDER

The Supplemental Case Management Statement and Proposed Order is hereby adopted by the Court as a Supplemental Case Management Order for the case and the parties are ordered to comply with this Order.

IT IS SO ORDERED.

Dated: November 9__, 2006


THE HONORABLE JEREMY FOGEL